

**SUPREME COURT MINUTES
MONDAY, AUGUST 15, 2011
SAN FRANCISCO, CALIFORNIA**

S160211 H028021 Sixth Appellate District

**VOICES OF THE WETLANDS
v. STATE WATER
RESOURCES CONTROL
BOARD (DUKE ENERGY
MOSS LANDING, LLC)**

Opinion filed: Judgment affirmed in full

The Court of Appeal's judgment is affirmed. To the extent the Court of Appeal decisions in *Ashford v. Culver City Unified School Dist.*, *supra*, 130 Cal.App.4th 344, *Sierra Club v. Contra Costa County*, *supra*, 10 Cal.App.4th 1212, *Newman v. State Personnel Bd.*, *supra*, 10 Cal.App.4th 41, and *Resource Defense Fund v. Local Agency Formation Com.*, *supra*, 191 Cal App.3d 886, are inconsistent with the views expressed herein, those decisions are disapproved.

Majority Opinion by Baxter, J.

-- joined by Cantil-Sakauye, C. J., Kennard, Werdegar, Chin, Corrigan, and Kitching*, JJ.

Concurring Opinion by Werdegar, J.

-- joined by Cantil-Sakauye, C. J.

* Associate Justice, Court of Appeal, Second Appellate District, Division Three, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

S194489 B233821 Second Appellate District, Div. 6

**SENATOR (BRUCE) v. S.C.
(CATE)**

Petition ordered withdrawn

Pursuant to written requests of petitioner, the above-entitled petition for review is ordered withdrawn.

S195253 A132630 First Appellate District, Div. 2

**WASHINGTON (ROBERT N.)
v. S.C. (PEOPLE)**

Petition stricken (case closed)

Due to clerical error, this Court does not have jurisdiction to consider this matter, the petition for review filed August 1, 2011, is hereby stricken. (See Calif. Rules of Court, rule 8.500(e).)

S193527 B218445 Second Appellate District, Div. 7 **PEOPLE v. RIOS (JUAN CARLOS)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S193631 H035404 Sixth Appellate District **IN RE F.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S193684 C063221 Third Appellate District **PEOPLE v. LAW (HALSTON)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S193901 D056821/D057432 Fourth Appellate District, Div. 1 **PEOPLE v. GEORGE (RAY SEAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S193904 G042551 Fourth Appellate District, Div. 3 **PEOPLE v. ANDRADE (JORGE JOSE)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 21, 2011.

S193990 B222435 Second Appellate District, Div. 5 **VALLI (FRANKIE & RANDY), MARRIAGE OF**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S194022 C062661 Third Appellate District **PEOPLE v. GUERRA (JULIAN OMAR)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194058 H035024 Sixth Appellate District **PEOPLE v. RODRIGUES (MICHAEL JOHN)**

The time for granting or denying review in the above-entitled matter is hereby extended to and

including September 16, 2011.

S194076 H036451 Sixth Appellate District

**RODRIGUES (MICHAEL
JOHN) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194085 B222008 Second Appellate District, Div. 8

**PEOPLE v. JACKSON
(DEANDRE TRAYMON)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S194088 A125553/A125869 First Appellate District, Div. 5

**PEOPLE v. DERRICK, JR.,
(DENNIS RUSSELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194099 B216450 Second Appellate District, Div. 7

**PEOPLE v. CHAVEZ
(ADRIAN GUZMAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194101 D057176 Fourth Appellate District, Div. 1

**PEOPLE v. MEDINA
(BENJAMIN MATTHEW)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194102 C065505 Third Appellate District

**RIBEIRO (JOHNNY R.) v.
COUNTY OF EL DORADO**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194112 A128697 First Appellate District, Div. 5

**ALAMEDA COUNTY
MANAGEMENT
EMPLOYEES ASSOCIATION
v. S.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194117 C061452 Third Appellate District

**PEOPLE v. SANTOS
(DEONTE)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194120 B220062 Second Appellate District, Div. 7

**PEOPLE v. MOORE (STEVEN
COURTNEY)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194121 D056943 Fourth Appellate District, Div. 1

**ELK HILLS POWER, LLC v.
BOARD OF EQUALIZATION**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 16, 2011.

S194136 G043371 Fourth Appellate District, Div. 3

**PEOPLE v. HESLINGTON
(BRIAN DAVID)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S194145 B220464 Second Appellate District, Div. 1

**NORRIS (DAN) v.
CALIFORNIA COASTAL
COMMISSION**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S194167 D056135 Fourth Appellate District, Div. 1

**PEOPLE v. BEAUCHAMP
(GREGORY SCOTT)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 19, 2011.

S194196 C064050 Third Appellate District

**PEOPLE v. MELENDEZ, JR.,
(ANGELO MIGUEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 21, 2011.

S194215 F059108 Fifth Appellate District

**PEOPLE v. HERRERA
(EDDIE JOHNNY)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 21, 2011.

S194223 A126455 First Appellate District, Div. 3

**PEOPLE v. DAVIS (VICTOR
LAMAR)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 21, 2011.

S194226 G043434 Fourth Appellate District, Div. 3

**PEOPLE v. DECK (STEPHEN
ROBERT)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S194238 H036643 Sixth Appellate District

**PLANCARTE (TIMOTEO
CABRERA) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S194250 H034542 Sixth Appellate District

**PEOPLE v. SANDOVAL
(JULIAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S194266 D056373 Fourth Appellate District, Div. 1

**LINCOLN LIFE & ANNUITY
COMPANY OF NEW YORK v.
BERCK (JONATHAN S.)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 22, 2011.

S194267 B232989 Second Appellate District, Div. 5 **WELLS FARGO BANK, N.A.
v. S.C. (AMERICAN
PREMIER BANK)**

The time for granting or denying review in the above-entitled matter is hereby extended to and including September 21, 2011.

S029551 **PEOPLE v. JOHNSON (JOE
EDWARD)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Kent Barkhurst's representation that he anticipates filing the appellant's opening brief by October 17, 2011, counsel's request for an extension of time in which to file that brief is granted to October 17, 2011. After that date, no further extension will be granted.

S070250 **PEOPLE v. JOHNSON
(MICHAEL RAYMOND)**

Extension of time granted

Good cause appearing, and based upon counsel Anthony J. Dain's representation that he anticipates filing the appellant's reply brief by October 7, 2011, counsel's request for an extension of time in which to file that brief is granted to October 7, 2011. After that date, no further extension is contemplated.

S079925 **PEOPLE v. MORA (JOSEPH
ADAM) & RANGEL (RUBEN)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Peter R. Silten's representation that he anticipates filing appellant Joseph Adam Mora's opening brief by January 15, 2012, counsel's request for an extension of time in which to file that brief is granted to October 14, 2011. After that date, only two further extensions totaling about 90 additional days are contemplated.

S093944 **PEOPLE v. BERTSCH (JOHN
ANTHONY) & HRONIS
(JEFFERY LEE)**

Extension of time granted

On application of appellant Jeffery Lee Hronis and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 17, 2011.

S097886**PEOPLE v. ZARAGOZA
(LOUIS RANGEL)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Peter H. Smith's representation that he anticipates filing the respondent's brief by February 28, 2012, counsel's request for an extension of time in which to file that brief is granted to October 18, 2011. After that date, only three further extensions totaling about 130 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S183703

G040798 Fourth Appellate District, Div. 3

**PARKS (ALLAN) v. MBNA
AMERICA BANK, N.A.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer to amicus curiae briefs is extended to August 16, 2011.

S191400

D055671 Fourth Appellate District, Div. 1

**PEOPLE v. MANZO
(MARTIN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to September 12, 2011.

No further extensions of time are contemplated.

S191449**TULLY (RICHARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Margo J. Yu's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by March 1, 2012, counsel's request for an extension of time in which to file that document is granted to October 17, 2011. After that date, only three further extensions totaling about 140 additional days are contemplated.

S193875**PINHOLSTER (SCOTT
LYNN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Federal Public Defender Sean K. Kennedy's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by September 9, 2011, counsel's request for an extension of time in which to file that document is granted to September 9, 2011. After that date, no further extension is contemplated.

S194705**HORNING (DANNY RAY) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Robert Gezi's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by July 17, 2012, counsel's request for an extension of time in which to file that document is granted to October 17, 2011. After that date, only five further extensions totaling about 270 additional days are contemplated.

S193611**SOUTHWORTH ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that DAVID HENRY SOUTHWORTH, State Bar Number 91601, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. DAVID HENRY SOUTHWORTH must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193613**TANG ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that YU-EN TANG, State Bar Number 237050, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

YU-EN TANG must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193617**LEATON, JR., ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that EDUARDO BRITO LEATON, JR., State Bar Number 195791, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

EDUARDO BRITO LEATON, JR., must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar

days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193618**KOP ON DISCIPLINE**

Recommended discipline imposed

The court orders that STEVEN KARLTON WEN-HAO KOP, State Bar Number 91354, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. STEVEN KARLTON WEN-HAO KOP must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 21, 2011; and
2. At the expiration of the period of probation, if STEVEN KARLTON WEN-HAO KOP has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

STEVEN KARLTON WEN-HAO KOP must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2012 and 2013. If STEVEN KARLTON WEN-HAO KOP fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S193619**OLIVE ON DISCIPLINE**

Recommended discipline imposed

The court orders that GARY D. OLIVE, State Bar Number 176748, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for four years subject to the following conditions:

1. GARY D. OLIVE is suspended from the practice of law for a minimum of the first two years of probation and he will remain suspended until the following requirements are satisfied:
 - i. He makes restitution to Mario Bruno in the amount of \$2,500 plus 10 percent interest per year from December 1, 2007 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Mario Bruno, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - ii. He makes restitution to Alicia Sanchez in the amount of \$500 plus 10 percent interest

- per year from April 14, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Alicia Sanchez, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- iii. He makes restitution to Reymundo Acosta in the amount of \$2,495 plus 10 percent interest per year from September 28, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Reymundo Acosta, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - iv. He makes restitution to Javier Romero in the amount of \$2,495 plus 10 percent interest per year from July 31, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Javier Romero, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - v. He makes restitution to Juan Plata in the amount of \$2,495 plus 10 percent interest per year from September 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Juan Plata, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - vi. He makes restitution to Nestor Gutierrez in the amount of \$2,495 plus 10 percent interest per year from December 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Nestor Gutierrez, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - vii. He makes restitution to Claudia Navarro in the amount of \$2,495 plus 10 percent interest per year from November 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Claudia Navarro, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - viii. He makes restitution to Raquel Tovar in the amount of \$2,495 plus 10 percent interest per year from November 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Raquel Tovar, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - ix. He makes restitution to Maria Cubias in the amount of \$2,495 plus 10 percent interest per year from May 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Maria Cubias, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - x. He makes restitution to Maria Zepeda in the amount of \$4,495 plus 10 percent interest per year from November 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Maria Zepeda, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of

- Probation in Los Angeles;
- xi. He makes restitution to Blanca Ramirez in the amount of \$2,495 plus 10 percent interest per year from November 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Blanca Ramirez, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - xii. He makes restitution to Juan Villalobos in the amount of \$2,495 plus 10 percent interest per year from January 1, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Juan Villalobos, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - xiii. He makes restitution to Leticia Vasquez in the amount of \$2,995 plus 10 percent interest per year from August 18, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Leticia Vasquez, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - xiv. He makes restitution to Juan Torres in the amount of \$2,497.50 plus 10 percent interest per year from April 19, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Juan Torres, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
 - xv. He makes restitution to Maria Najera in the amount of \$1,495 plus 10 percent interest per year from April 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Maria Najera, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles; and
 - xvi. GARY D. OLIVE must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. GARY D. OLIVE must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 12, 2011.
3. At the expiration of the period of probation, if Gary D. Olive has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

GARY D. OLIVE must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

GARY D. OLIVE must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or

suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193620**DADE ON DISCIPLINE**

Recommended discipline imposed

The court orders that DUANE D'ROY DADE, State Bar Number 140379, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. DUANE D'ROY DADE is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until the following requirements are satisfied:
 - i. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. DUANE D'ROY DADE must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 14, 2011.
3. At the expiration of the period of probation, if DUANE D'ROY DADE has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

DUANE D'ROY DADE must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

DUANE D'ROY DADE must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2012, 2013, and 2014. If DUANE D'ROY DADE fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S193622**AJETUNMOBI ON
DISCIPLINE**

Recommended discipline imposed

The court orders that ALABA SIKIRU AJETUNMOBI, State Bar Number 219228, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. ALABA SIKIRU AJETUNMOBI is suspended from the practice of law for the first six months of probation;
2. ALABA SIKIRU AJETUNMOBI must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 8, 2011; and
3. At the expiration of the period of probation, if ALABA SIKIRU AJETUNMOBI has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

ALABA SIKIRU AJETUNMOBI must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2012, 2013, and 2014. If ALABA SIKIRU AJETUNMOBI fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S193644**ROBERTS IV ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that WALTER JAMES ROBERTS IV, State Bar Number 225339, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

WALTER JAMES ROBERTS IV must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193645**SHELTON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THOMAS LEWIS SHELTON, State Bar Number 209198, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

THOMAS LEWIS SHELTON must make restitution as recommended by the Hearing Department of the State Bar Court in its Decision filed on March 29, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

THOMAS LEWIS SHELTON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193647**SIEGLER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ERIC J. SIEGLER, State Bar Number 179602, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ERIC J. SIEGLER must make restitution as recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 13, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

ERIC J. SIEGLER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S193648**WILLSEY ON DISCIPLINE**

Recommended discipline imposed

The court orders that BURKE W. WILLSEY, State Bar Number 68510, is suspended from the practice of law in California for 60 days, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. BURKE W. WILLSEY must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 13, 2011; and
2. At the expiration of the period of probation, if BURKE W. WILLSEY has complied with the terms of probation, the 60-day period of stayed suspension will be satisfied and that suspension will be terminated.

BURKE W. WILLSEY must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2012, 2013, and 2014. If BURKE W. WILLSEY fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S193649**WELLS ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHAEL WELLS, State Bar Number 48850, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. MICHAEL WELLS is suspended from the practice of law for the first one year of probation;
2. MICHAEL WELLS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on April 18, 2011; and
3. At the expiration of the period of probation, if MICHAEL WELLS has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

MICHAEL WELLS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

MICHAEL WELLS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2012, 2013, and 2014. If MICHAEL WELLS fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S195527**MULLER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARK DAVID MULLER, State Bar Number 116010, as a member of the State Bar of California is accepted.

MARK DAVID MULLER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195529**OSBORN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of STEPHEN HUGH OSBORN, State Bar Number 48437, as a member of the State Bar of California is accepted.

STEPHEN HUGH OSBORN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195530**PACKENHAM ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of IVAN WALTER PACKENHAM, State Bar Number 32264, as a member of the State Bar of California is accepted.

IVAN WALTER PACKENHAM must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195531**SANSEN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARY LAURA SANSEN, State Bar Number 179231, as a member of the State Bar of California is accepted.

MARY LAURA SANSEN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195532**SEGAL ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PAULETTE SEGAL, State Bar Number 73662, as a member of the State Bar of California is accepted.

PAULETTE SEGAL must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195533**SHANNON ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ELVIRA VICTORIA SHANNON, State Bar Number 140630, as a member of the State Bar of California is accepted.

ELVIRA VICTORIA SHANNON must also comply with rule 9.20 of the California Rules of

Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195534**GUBERMAN-GARCIA ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of SUSAN GUBERMAN-GARCIA, State Bar Number 63351, as a member of the State Bar of California is accepted.

SUSAN GUBERMAN-GARCIA must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195536**HARMON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LAURENCE CLARK HARMON, State Bar Number 44706, as a member of the State Bar of California is accepted.

LAURENCE CLARK HARMON must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195537**HAYS ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of WILLIAM CHARLES HAYS, State Bar Number 102402, as a member of the State Bar of California is accepted.

WILLIAM CHARLES HAYS must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195538**LAY ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of RICHARD EARLE LAY, State Bar Number 48984, as a member of the State Bar of California is accepted.

RICHARD EARLE LAY must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195539**McMULLEN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BETTY JO McMULLEN, State Bar Number 45578, as a member of the State Bar of California is accepted.

BETTY JO McMULLEN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S195540**SHERMAN ON
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID ARTHUR SHERMAN, State Bar Number 73831, as a member of the State Bar of California is accepted.

DAVID ARTHUR SHERMAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.